

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACAT**

Railways – Land Acquisition – General – Guntur District - Sattenapalli Mandal – Sattenapalli Village –S.No.276/C2 etc. to an extent of Ac.7-79 cents for conversion acquired in Award No.5/89, dated 30.01.1989 by the Special Tahsildar, B.G.Line, Guntur – reference u/s 18 of the L.A. Act filed by the land owners – enhancement of the land value by the civil court – Appeals filed – Confirmed the lower court order and the claimants are entitled to Addl. Market value etc. on enhanced on land value – Land owners filed E.P. – proposals submitted for sanction/release of decretal amount – Orders- Issued.

TRANSPORT, ROADS & BUILDING (SER-IV) DEPARTMENT

G.O.RT.No. 986

Date: 14.10.2011.
Read the following.

From the Collector & District Magistrate, Guntur
Lr.Rc.No.333/03-G1, dated 14.04.2011.

ORDER

The Collector and District Magistrate, Guntur has informed that an extent of Ac.7-79 cents in S.No. 276/C2 etc. of Sattenapalli Village of Sattenapalli Mandal was acquired in Award No.5/89, dated 30.01.89 by the then Special Tahasildar, BG Line, Guntur for conversion of M.G.Line to B.G.Line, awarding an amount of Rs.84,000/- per acre for Group-I lands and Rs.17,400/- per acre for Group-II along with other benefits. The Group-I lands categorized as Sy.No.277/A,278/A,275 and 276/Cand the Group-II lands categorized as Sy.No.274/A,273/A, 275 and 269/A. The awardees received the compensation under protest and their claims sent to Civil Court, Narasaraopet u/s.18 for adjudication of Market value.

2. The Additional Senior Civil Judge, Narasaraopet enhanced the compensation from Rs.84,000/- to Rs.1,80,000/- per acre for Group-I lands and Rs.17,400/- to Rs.60,000/- per acre for Group-II lands in LAOP No.366/89 (16 batch cases) dt.29-10-1999. The claimants filed E.Ps for payment of decretal amount in the court of Addl.Sr.Civil Judge, Guntur. The Govt. filed the appeals against the decree and judgment of Civil Court on the compensation enhanced by the Civil Court above 50% of the award of the LAO in the High Court of A.P., Hyderabad.

3. The Hon'ble High Court of Andhra Pradesh, Hyderabad confirmed the land value enhanced by the civil court order and awarded additional market value @ 12% p.a. on the enhanced compensation from the date of issue of notification to the date of passing of award and interest @ 9% p.a. from the date of issuance of notification for a period of one year and thereafter @ 15% p.a. till the date of realization including the interest on solatium. The Govt. Pleader for appeals sent the certified copies of the final orders with opinion, stating that these cases are not fit for preferring appeals in Supreme Court of India.

4. The Collector has stated that the orders of the lower Court and Hon'ble High Court of Andhra Pradesh, Hyderabad, the LAO & RDO, Guntur prepared the calculation sheets in respect of E.P.No.102/09 in LAOP No.372/89,373/89,374,378,380 and 381/89 on the differential market value as per Lower Court order and confirmed by the Hon'ble High Court and granted Additional Market value and interest on solatium. The R.D.O, Guntur calculated the same up to 13.12.2010 for release of decretal charges against the above E.Ps. in LAOPs which to be deposited in the ref. court as follows.

:2:

LAOP No.	E.P.No.	Extent	Amount of be deposited
372/89	102/09	0-36 ½	Rs.200128-04
373/89	102/09	0-05 ½	Rs. 30156-28
374/89	102/09	0-16	Rs. 87727-36
378/89	102/09	0-78	Rs.189778-95
380/89	102/09	0-90	Rs.218975-72
381/89	102/09	1-09	Rs.265203-92
		Total	Rs.991970-27

5. The calculations made according to the orders a decree passed by the lower court and also as per the instructions of the Special CS, SW Dept., Hyderabad and no amount has been paid earlier towards decretal charges except award amount. Therefore, the Collector has requested to release the amount of Rs.9,91,970/- and already deposited amount of Rs.6,66,010/- total Rs.16,57,980/- as per the orders in LAOP Nos.372, 373, 374, 378, 380 and 381of 1989 .

6. Government after careful examination of the matter hereby accord sanction for an amount of Rs.9,91,970/- (Nine lakhs ninety one thousand nine hundred seventy rupees) and already deposited amount of Rs.6,66,010/- total Rs.16,57,980/- towards decretal charges as per the orders in LAOP Nos.372, 373, 374, 378, 380 and 381of 1989 .

7. The expenditure sanctioned in Para 6 above, shall be debited to **"5054 – Capital Outlay on R&B, 80– General, MH 800 - Other Expenditure, G.H (11) - Normal State Plan, S.H (04) - Construction of Roads and Bridges under Railway Safety Works, 530- Major Works, 532 - Lands (Charged)"** and shall be met initially as an advance from Contingency Fund Orders regarding which will be issued by Finance (BG) Department separately.

6. The Engineer-in-Chief, R&B (NH, Admn.) Hyderabad is requested to take necessary further action accordingly in the matter.

7. The Engineer-in-Chief, R&B (NH, Admn.) Hyderabad is requested to take action for obtaining supplementary grant at appropriate time during 2011-12 towards recoupment of the advance sanctioned from Contingency Fund.

8. This order issues with the concurrence of Finance Department vide their U.O.No.025379/927/Expr.PWD/A2/11, Dated:30.09.2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.LAKSHMI PARTHASARATHY
PRINCIPAL SECRETARY TO GOVERNMENT

To

The District Collector, Guntur.

The Principal Accountant General (A&E), A.P. Hyderabad

The Director of Works Accounts, Hyderabad.

Copy to:

The Chief Commissioner of Land Administration, A.P., Hyderabad.

The Engineer in Chief, R&B (NH, Admn.), Hyderabad.

The Pay and Accounts Officer, Guntur.

The Revenue Divisional Officer, Guntur.

The Finance (Expr.PW) Department.

Sf/Sc.

// FORWARDED BY ORDER //

SECTION OFFICER